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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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21323	7590	09/29/2004	EXAMINER	
TESTA, HURWITZ & THIBEAULT, LLP HIGH STREET TOWER 125 HIGH STREET BOSTON, MA 02110			MOONEYHAM, JANICE A	
			ART UNIT	PAPER NUMBER
			3629	

DATE MAILED: 09/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



Office Action Summary	Application No.	Applicant(s)
	09/773,257	TOLIS ET AL. K-
Examiner	Art Unit	
Jan Mooneyham	3629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) Responsive to communication(s) filed on 31 January 2001.

2a) This action is **FINAL**. 2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) Claim(s) 1-26 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) Claim(s) _____ is/are allowed.

6) Claim(s) 1-26 is/are rejected.

7) Claim(s) _____ is/are objected to.

8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.

 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some * c) None of:
1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413)
2) Notice of Draftsperson's Patent Drawing Review (PTO-948) Paper No(s)/Mail Date. ____ .
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____ .
5) Notice of Informal Patent Application (PTO-152)
6) Other: ____ .

DETAILED ACTION

1. This is in response to the application for patent filed on January 31, 2001 in which claims 1-26 are presented for examinations. Claims 1-26 are currently pending in the application.

Claim Rejections - 35 USC § 112

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

2. Claims 7-26 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. Claims 8-26 read on claim 7. The claim(s) contains subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

MPEP 2164.08(a) reads as follows:

2164.08(a) Single Means Claim

A single means claim, i.e., where a means recitation does not appear in combination with another recited element of means, is subject to an undue breadth rejection under 35 U.S.C. 112, first paragraph. *In re Hyatt*, 708 F.2d 712, 714-715, 218 USPQ 195, 197 (Fed. Cir. 1983) (A single means claim which covered every conceivable means for achieving the stated purpose was held nonenabling for the scope of the claim because the specification disclosed at most only those means known to the inventor.). When claims depend on a recited property, a fact situation comparable to *Hyatt* is possible, where the claim covers every conceivable structure (means) for achieving the stated property (result) while the specification discloses at most only those known to the inventor.

Claim Rejections - 35 USC § 101

35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

3. Claims 1-26 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

The basis of this rejection is set forth in a two-prong test of:

- (1) whether the invention is within the technological arts; and
- (2) whether the invention produces a useful, concrete, and tangible result.

For a claimed invention to be statutory, the claimed invention must be within the technological arts. Mere ideas in the abstract (i.e., abstract idea, law of nature, natural phenomena) that do not apply, involve, use, or advance the technological arts fail to promote the "progress of science and the useful arts" (i.e., the physical sciences as opposed to social sciences, for example) and therefore are found to be non-statutory subject matter. For a process claim to pass muster, the recited process must somehow apply, involve, use, or advance the technological arts.

In the present case, the inventive concept only recites an abstract idea. The recited invention for making customer reservations does not apply, involve, use or advance the technological arts.

As to technological arts recited in the preamble (a system), mere recitation in the preamble (i.e., intended or field of use) or mere implication of employing a machine, system, or article of manufacture to perform some or all of the recited steps does not confer statutory subject matter to an otherwise abstract idea unless there is positive

recitation in the claim as a whole to breathe life and meaning into the preamble. Mere intended or nominal use of a component, albeit within the technological arts, does not confer statutory subject matter to an otherwise abstract idea if the component does not apply, involve, use, or advance the underlying process.

In the present case, there is no technology in the body of the claims. The invention could be performed in the mind or the user, manually, or by use of a pencil and paper since no specific technology (e.g. computer, processor) is expressly recited in the body of the claims.

35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims 1-6 are rejected under 35 U.S.C. 101 under MPEP section 2105.

MPEP Section 2105 states:

If the broadest reasonable interpretation of the claimed invention as a whole encompasses a human being, then a rejection under 35 U.S.C. 101 must be made indicating that the claimed invention is directed to nonstatutory subject matter. Furthermore, the claimed invention must be examined with regard to all issues pertinent to patentability, and any applicable rejections under 35 U.S.C. 102, 103, or 112 must also be made.

Claim 1 identifies an individual service provider and a central reservation provider. When these terms are given the broadest reasonable interpretation, this could encompass a human being. Claims 2-6 read on claim 1.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-5 are rejected under 35 U.S.C. 102(e) as being anticipated by Mankes (US 6,477, 503) (hereinafter referred to as Mankes).

Referring to Claim 1:

Mankes discloses a system for making customer reservations (Fig. 8), the system comprising:

at least one individual service provider through which reservations for the respective individual service providers may be made directly (event owner, Figs. 1, 3, 8, and 12);

a central reservation provider through which reservations for the at least one individual service provider may be made (ARS, Fig. 1 (16); and

means for communicating between the central reservation provider and the respective individual service providers, wherein a first portion of the available reservations from each individual service provider are held by the central reservation provider and a second portion of the available reservations from each individual service provider are held by each respective individual service provider

and, if a reservation requested from either the central reservation provider or an individual service provider is not available from that provider, available reservations are transferred from the other of the central reservation provider or the individual service provider to the central reservation provider or the individual service provider via the means for communicating so as to allow a reservation to be made (Figs. 1, 2, col. 2, line 65 thru col. 3, line 42, col. 4, lines 23-61).

Referring to Claim 2:

Mankes discloses a reservation system wherein the central reservation provider is an Internet booking service (Fig. 1 (24), Col. 4, lines 35-48).

Referring to Claim 3:

Mankes discloses a reservation system wherein the individual service provider uses computer software for communicating automatically with the Internet booking service (Figs. 1, 4, col. 4, lines 35-48, col. 5, lines 9-25).

Referring to Claim 4:

Mankes discloses a reservation system wherein the reservation system is installed over a local area network (col. 3, lines 20-29).

Referring to Claim 5:

Mankes discloses a reservation system wherein the system comprises means for automatically activating the means for communicating between the central reservation provider and individual service providers at regular intervals to transfer available reservations between the providers if the distribution of the available reservations between the providers is out of balance (Fig. 2, Fig. 7, col. 6, lines 4-44, col. 7, lines 47-67).

5. Claims 7-11 are rejected under 35 U.S.C. 102(e) as being anticipated by Glazer et al (US 2002/0032588) (hereinafter referred to as Glazer).

Referring to Claim 7:

Glazer discloses a reservation system for reserving one of a plurality of items, the system comprising means for dividing the time period of availability of each item into consecutive blocks of a predetermined duration so as to provide a plurality of sets of said consecutive block, representing the total availability of items within the time periods wherein the system accepts a reservation request if at least one consecutive block is available for each part of the time period for which the reservation is required such that blocks relating to more than one of the items may be combined to provide the reservation (Fig. 2, page 1 [0012], page 2 [0016], page 4 [0027]).

Referring to Claim 8:

Glazer discloses a reservation system further comprising:
a database for storing data defining the numbers and types of items available for reservation together with details of any reservations made (page 2 [0014]; and

means for calculating the number of available blocks using the data from the database each time that a reservation is requested (page 2 [0014][0016], Fig. 2).

Referring to Claim 9:

Glazer discloses a reservation system wherein the system is for reserving a plurality types of item and the blocks are tagged to indicate the type of item to which they refer (page 1 [0008], page 2 [0014-0016], page 3 [0019]).

Referring to Claim 10:

Glazer discloses a reservation system wherein a reservation is only made if at least one consecutive block relating to the type of item required is available for each consecutive part of the time period for which the reservation is required (page 1 [0008], page 2 [0014-0016], Fig. 2).

Referring to Claim 11:

Glazer discloses a reservation system wherein the system is for making restaurant reservations and the blocks are of 15 minute duration (Fig. 2, page 1 [0008], page 2 [0014-0016], page 4 [0027]).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Mankes as applied to claim 1 above, and further in view of Rapp et al (US 2002/0116232) (hereinafter referred to as Rapp).

Mankes discloses the system of claim 1. Mankes does not discloses a reservation system further comprising means for reserving one of a plurality of items from

available reservations, in which the time period of availability of each item is divided into consecutive blocks of a predetermined duration so as to provide a plurality of sets of said consecutive blocks representing the total availability of items within the time period, wherein the system accepts reservation request if at least one consecutive block is available for each part of the time period for which the reservation is required such that blocks relating to more than one of the items may be combined to provide the reservation.

However, Rapp discloses a reservation system further comprising means for reserving one of a plurality of items from available reservations, in which the time period of availability of each item is divided into consecutive blocks of a predetermined duration so as to provide a plurality of sets of said consecutive blocks representing the total availability of items within the time period, wherein the system accepts reservation request if at least one consecutive block is available for each part of the time period for which the reservation is required such that blocks relating to more than one of the items may be combined to provide the reservation (Figs. 5-6, 12-15).

It would have been obvious to one of ordinary skill in the art to incorporate into the teachings of Mankes the disclosure of Rapp since the interactive scheduling system and method of Rapp allow vendors (restaurants) to manage their appointment books (reservations) in a convenient and cost-effective approach.

7. Claims 12-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Glazer.

Referring to Claim 12:

Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]).

Although Glazer does not explicitly disclose a reservation system wherein the system includes means for handling a fixed location reservation such that when a fixed location reservation is requested a set of consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservations are designated as fixed location blocks. the blocks corresponding to the reservation time period requested are designated as being occupied and the remaining designated fixed location blocks may not be combined with blocks other than the said fixed location blocks to form a reservation, it would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer to re-engineer the system so that the remaining designated fixed location blocks may not be combined with blocks other than the fixed location blocks to form a reservation since the system the system is able to be used by many different and varying sponsoring organizations, including restaurants, and each organizations has

different parameters and any appointment scheduled and generally affect the parameters for remaining customers.

Referring to Claim 13:

Glazer discloses a reservation system wherein if consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservations are not present, the system preferably alerts a user to the fact that it is possible that not all of the reservations made by the system honored if the fixed location reservation is accepted (pages 3 –4 [0024]).

Referring to Claim 14:

Glazer discloses a reservation system wherein the system includes:
means for handling a fixed location reservation comprising means for checking whether any other fixed location reservation for items of the type requested have been made when a fixed location reservation is requested (page 2 [0014-0016]);

means for selecting consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservation (Fig. 2, page 2 [0014-0016]); and

means for designating the selected blocks corresponding to the reservation time period requested as being occupied (Fig. 2)

Glazer does not explicitly discloses wherein if no other fixed location reservation for items of the type requested have been made, the selected blocks which precede the reservation time period are designated as fixed location blocks

which may not be combined with other blocks to form a reservation and the selected blocks coming after the reservation time period are retained as fungible or combinable blocks.

Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]]).

It would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer so that the selected blocks which precede the reservation time period are designated as fixed location blocks which may not be combined with other blocks to form a reservation and the selected blocks coming after the reservation time period are retained as fungible or combinable blocks since the system of Glazer is able to be used by many different and varying sponsoring organizations, including restaurants, and each organization has different parameters and any appointment scheduled and generally affect the parameters for remaining customers and Glazer allows for changing the parameters.

Referring to Claims 16:

16. A reservation system wherein the system includes means for handling a fixed location reservation comprising:

means for checking whether any other fixed location reservations for items of the type requested have been made when a fixed location reservation is requested (Fig. 2, page 2 [0014-0016]);

means for selecting consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservations (Fig. 2); and

means for designating the selected blocks corresponding to the reservation time period requested as being occupied and a buffer period (Fig. 2).

Glazer does not explicitly disclose wherein if no other fixed location reservations for items of the type requested have been made the selected blocks which precede the reservation time period and any buffer period which the service provider chooses to add before the reservation period are retained as fungible or combinable blocks, and the selected blocks coming after the reservation time period are designated as fixed location blocks which may not be combined with other blocks to form a reservation.

However, Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]).

It would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer to a system that wherein if no other fixed location reservations for items of the type requested have been made the selected

blocks which precede the reservation time period and any buffer period which the service provider chooses to add before the reservation period are retained as fungible or combinable blocks, and the selected blocks coming after the reservation time period are designated as fixed location blocks which may not be combined with other blocks to form a reservation since the system of Glazer is able to be used by many different and varying sponsoring organizations, including restaurants, and each organization has different parameters and any appointment scheduled and generally affect the parameters for remaining customers and Glazer allows for changing the parameters.

Referring to Claims 15 and 17:

Glazer does not explicitly disclose the reservation system of claims 14 or 16 wherein the system further comprises means for identifying the latest block in time to have been designated as a fixed location block such that when the system determines that other fixed location reservations for items of the type requested have been made the selected blocks which precede the latest block to be designated as a fixed location block are designated as fixed location blocks which may not be combined with other blocks to form a reservation and the selected blocks coming after the last block to be designated as a fixed location block are retained in the system as fungible or combinable blocks.

However, Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring

organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]]).

It would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer so that the system identifies the latest block in time to have been designated as a fixed location, such that when the system determines that other fixed location reservations for items of the type requested have been made, the selected blocks which precede the latest block are designated as fixed location blocks which may not be combined with other blocks to form a reservation and the blocks coming after the last block to be designated are retained in the system as fungible or combinable blocks since the system of Glazer is able to be used by many different and varying sponsoring organizations, including restaurants, and each organization has different parameters and any appointment scheduled and generally affect the parameters for remaining customers and Glazer allows for changing the parameters.

Referring to Claim 18:

Glazer discloses a reservation system wherein the system includes:
means for handling a fixed location reservation comprising (Fig. 2, page 2 [0014-0016]):
means for selecting consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservations (Fig. 2);
means for identifying the earliest block in time to have been designated as a fixed location block (Fig. 2);

means for identifying the latest block in time to have been designated as a fixed location block (Fig. 2); and

means for designating the selected blocks corresponding to the reservation time period requested as being occupied (Fig. 2)

Glazer does not explicitly disclose wherein the system designates the blocks which come after the earliest block to be designated and the blocks which precede the latest block to be designated as fixed location blocks which may not be combined with other blocks to form a reservation, and wherein any remaining blocks from the selected blocks are retained as fungible or combinable blocks.

However, Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]).

It would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer to a system wherein the system designates the blocks which come after the earliest block to be designated and the blocks which precede the latest block to be designated as fixed location blocks which may not be combined with other blocks to form a reservation, and wherein any remaining blocks from the selected blocks are retained as fungible or combinable blocks since the system of Glazer is able to be used by many different and varying sponsoring organizations, including restaurants, and each organization has different parameters and any appointment scheduled and generally affect the

parameters for remaining customers and Glazer allows for changing the parameters.

Referring to Claim 19:

Glazer discloses a reservation system further comprising:
means for handling a fixed location reservation comprising means for checking whether any other fixed location reservations for items of the type requested have been made when a fixed location reservation is requested (Fig. 2, page 2 [0014-0016]);

means for selecting consecutive unoccupied blocks corresponding to the type of item for which the reservation is requested and covering the entire time period available for reservations (Fig. 2);

means for designating the selected blocks corresponding to the reservation time period requested as being occupied (Fig. 2);

means for identifying the latest block in time to have been designated as a fixed location block across all reservations (Fig. 2); and

means for identifying the earliest block in time to have been designated as a fixed location block across all reservations (Fig. 2).

Glazer does not explicitly disclose a means for treating each of the separate fixed location reservations in any one of the following ways in order to maximize the number of fungible or combinable blocks available within the database at any time:

i) designating the selected blocks which precede the latest block as fixed location blocks which may not be combined with other blocks to form a

reservation and designating the selected blocks coming after the last block as fungible or combinable blocks; or

 i) designating the selected blocks which come after the earliest block to be designated as a fixed location block as fixed location blocks which may not be combined with other blocks to form a reservation and designating the selected blocks coming before the earliest block to be designated as a fixed location block as fungible or combinable blocks which are retained; or

 ii) designating the blocks which come between the earliest block and the latest block as fixed location blocks which may not be combined with other blocks to form a reservation, and designating any remaining blocks from the selected blocks as fungible or combinable blocks which are retained;

 iv) designating all the selected blocks as fixed location blocks which may not be combined with other blocks to form a reservation,

 wherein the way in which each separate fixed location reservation is treated may be altered each time that a new reservation is made, and the latest block and earliest block are re-identified each time that a new reservation is made or that the way in which any fixed location reservation is treated is altered.

 However, Glazer discloses a scheduling system which allows for changing parameters from the sponsoring organization such as changes in available resources or personal and wherein the system allows for the sponsoring organization to supply the parameters ([page 2[0014-0016] and pages 2-3 [0017-0018]).

It would have been obvious to one of ordinary skill in the art to re-engineer the infrastructure of Glazer to a system as described above since the system of Glazer is able to be used by many different and varying sponsoring organizations, including restaurants, and each organization has different parameters and any appointment scheduled and generally affect the parameters for remaining customers and Glazer allows for changing the parameters.

Referring to Claims 21 and 22:

Glazer discloses a reservation system further comprising means for handling at least two fixed location reservations for the same item in which the at least two reservations are treated as a single reservation (page 2 [0015]) and a reservation system further comprising means to split the dining session into two separate sessions such that, if at any time every block representing a reservation has been reserved, the session may be split into a first session up to and/or including that time and a second session including and/or from after that time in order to further maximize the number of fungible or combinable blocks available within the system at any time (Fig. 2, page 2 [0014-0016], page 3 [0018], page 4 [0027]).

8. Claims 22-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Glazer as applied to claim 7 above, and further in view of Mankes.

Referring to Claim 22:

Glazer discloses the system of Claim 7:

Glazer does not explicitly disclose a reservation system wherein blocks or sets of blocks of predetermined duration representing items available for reservation from an individual service provider are distributed between a central reservation provider and the individual service provider such that reservations may be made through either of the individual service provider or the central reservation provider.

However, Mankes discloses a reservation system wherein blocks or sets of blocks of predetermined duration representing items available for reservation from an individual service provider are distributed between a central reservation provider and the individual service provider such that reservations may be made through either of the individual service provider or the central reservation provider (Fig. 1).

It would have been obvious to one of ordinary skill in the art to incorporate into the disclosure of Glazer the teachings of Mankes so that event vendors are allowed to maintain their current reservation practices and control their inventory while providing access to their inventory by anyone with Internet access.

Referring to Claim 23:

Mankes discloses a reservation system further comprising means for communicating between the central reservation provider and the individual service provider wherein if a reservation requested from either the central reservation provider or the individual service provider is not available from that provider, available blocks or sets of blocks are transferred from the other of the

central reservation provider or the individual service provider to the central reservation provider or the individual service provider via the means for communicating so as to allow a reservation to be made (Figs. 1,2, col. 2, line 65 thru col. 3, line 42, col. 4, lines 23-61, col. 6, lines 4-32).

Referring to Claim 24:

Mankes discloses a reservation system further comprising means for communicating between the central reservation provider and the individual service provider, wherein if the number of blocks or sets of blocks held by either the central reservation provider or the individual service provider falls below a predetermined minimum level at any time, available blocks are transferred from the other of the central reservation provider or the individual service provider to the central reservation provider or the individual service provider via the means for communicating (Figs. 1,2, col. 2, line 65 thru col. 3, line 42, col. 4, lines 23-61, col. 6, lines 4-32).

Referring to Claim 25:

Mankes discloses. A reservation system wherein the system is configured such that fixed location reservations may only be made through the individual service provider (col. 3, lines 52-56)

Referring to Claim 26:

Glazer discloses a reservation system wherein if the blocks required to make a fixed location reservation are not available from the central reservation provider or the individual service provider, the system alerts a user to the fact that

it is possible that not all the reservations will be honored if the fixed location reservation is accepted (pages 3-4 [0024]).

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Oneida Indian Nations discloses a system and method for allowing guests at a hospitality facility to request hospitality services.

Whyel discloses a method and system for appointment and reservation scheduling over the Internet with service providers and end users.

Chris Cobbs discloses restaurant reservations made online.

Miller discloses restaurant reservations online.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jan Mooneyham whose telephone number is (703) 305-8554. The examiner can normally be reached on Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (703) 308-2702. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JM



JOHN G. WEISS
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TECHNOLOGY CENTER 3600